



Attorney Docket No. 101896-175

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

LOCKING CAP ASSEMBLY FOR SPINAL FIXATION INSTRUMENTATION

the specification of which

(check one)

: is attached hereto.

☒ was filed on: **June 25, 2003**

as Application No: **10/606,200**

In the event that the filing date and/or Application No. are not entered above at the time I execute this document, and if such information is deemed necessary, I hereby authorize and request my attorneys/agent(s) at, Nutter, McClennen, & Fish, LLP, World Trade Center West, 155 Seaport Boulevard, Boston, Massachusetts 02210-2604, to insert above the filing date and/or Application No. of said application.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to herein.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

FOREIGN PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

☒ no such foreign application have been filed.

CLAIM FOR BENEFIT OF EARLIER U.S. PROVISIONAL APPLICATIONS

I hereby claim priority benefits under Title 35, United States Code §119(e), of any United States provisional patent application(s) listed below:

☒ no such U.S. provisional applications have been filed.

CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, §120 of the United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information that is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56 which became available to me between the filing date of the prior application and the national or PCT international filing date of this application:

☒ such U.S./PCT application have been filed as follows:

Application Number	Date of Filing	Status (Patented/Pending/Abandoned)
09/667,937	September 22, 2000	Pending

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

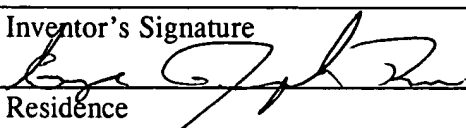
POWER OF ATTORNEY

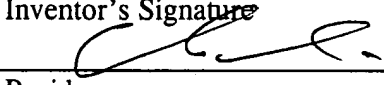
I hereby appoint the practitioners at **Customer No. 021125** of **Nutter McClennen & Fish, LLP**, World Trade Center West, 155 Seaport Boulevard, MA 02210-2604, jointly, and each of them severally, my attorneys at law/patent agent(s), with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected therewith.

Please mail correspondence to: William C. Geary III, Esq. at Customer Number 021125, and direct telephone calls to: Ronald Cahill at (617) 439-2782 and facsimiles to Ronald E. Cahill at (617) 310-9782.

Full name of sole or joint inventor Missoum Moumene	
Inventor's Signature	Date
Residence 120 Forest Avenue, Newton, MA 02465	
Country of Citizenship US	
Post Office Address (required) Same as above	

Full name of sole or joint inventor Ian Burgess	
Inventor's Signature	Date
Residence 25 Winthrop Drive, Barrington, Rhode Island 02806	
Country of Citizenship US	
Post Office Address (required) Same as above	

Full name of sole or joint inventor George Joseph Ross	
Inventor's Signature 	Date 20 Jan 04
Residence 10 Hickory Ridge Road, Rehoboth, MA 02769	
Country of Citizenship US	
Post Office Address (required) Same as above	

Full name of sole or joint inventor Christopher Sicvol	
Inventor's Signature 	Date 15 Jan 04
Residence 529 Columbus Avenue, #3, Boston, MA 02118	
Country of Citizenship US	
Post Office Address (required) Same as above	

Full name of sole or joint inventor Frank Bono	
Inventor's Signature	Date
Residence 1735 Linkenhold Cove, Collierville, TN 38017	
Country of Citizenship US	
Post Office Address (required) Same as above	



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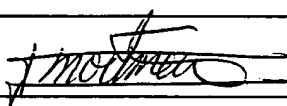
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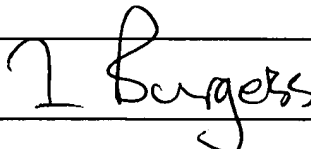
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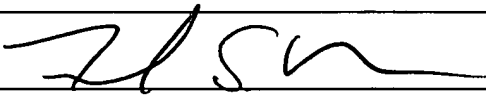

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Full name of sole or joint inventor Missoum Moumene	
Inventor's Signature 	Date 14-01-04
Residence 120 Forest Avenue, Newton, MA 02465	
Country of Citizenship US	
Post Office Address (required) Same as above	

Full name of sole or joint inventor Ian Burgess	
Inventor's Signature 	Date 15-1-04
Residence 25 Winthrop Drive, Barrington, Rhode Island 02806	
Country of Citizenship US United Kingdom	
Post Office Address (required) Same as above	

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Inventor's Signature	Date
Residence 10 Hickory Ridge Road, Rehoboth, MA 02769	
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Full name of sole or joint inventor Christopher Sicvol	
Inventor's Signature	Date
Residence 529 Columbus Avenue, #3, Boston, MA 02118	
Country of Citizenship US	
Post Office Address (required) Same as above	

Full name of sole or joint inventor Frank Bono	
Inventor's Signature 	Date JAN-19-2004
Residence 1735 Linkenholt Cove, Collierville, TN 38017 	
Country of Citizenship US Collierville	
Post Office Address (required) Same as above	